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Counsel for Defendant
JOSE FARIAS BARAJAS

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

UNITED STATES OF AMERICA,)	No. CR 12-00723-EJD
)	
Plaintiff,)	STIPULATION TO CONTINUE
)	SENTENCING HEARING; [PROPOSED]
vs.)	ORDER
)	
JOSE FARIAS BARAJAS,)	
)	
Defendant.)	

Plaintiff United States of America, by and through Assistant United States Attorney Daniel Kaleba, and Defendant JOSE FARIAS BARAJAS ("Mr. Farias"), by and through his attorney of record, Assistant Federal Public Defender Robert Carlin, hereby stipulate that the sentencing hearing in this case should be continued from October 7, 2014, to January 29, 2015, at 1:30 p.m.

1. On March 20, 2014, Mr. Farias appeared before this Honorable Court and entered guilty pleas to violations of 18 U.S.C. §§ 1962 (d), 924 (c)(1)(A)(iii), 924 (j)(1) and 21 U.S.C. § 846. The sentencing hearing is currently scheduled for October 7, 2014, at 9:00 a.m.

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3. United States Probation Officer Insa Bel'Ochi, who is conducting the presentence investigation, has been consulted and has no opposition to the requested continuance and is available on the requested date.

4. Probation will file a revised Presentence Report on or before December 1, 2014. The parties will file their Sentencing Memoranda on or before December 19, 2014.

5. Accordingly, the parties respectfully request that the sentencing hearing be continued to January 29, 2015, at 1:30 p.m.

IT IS SO STIPULATED.

Respectfully submitted,

STEVEN G. KALAR
Federal Public Defender

Dated: September 30, 2014

/s/ _____
ROBERT CARLIN
 Assistant Federal Public Defender

UNITED STATES ATTORNEY

Dated: September 30, 2014

/s/ _____
DANIEL KALEBA
 Assistant United States Attorney

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UNITED STATES OF AMERICA,)	No. CR 12-00723-EJD
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Plaintiff,)	PROPOSED ORDER ON
)	STIPULATION TO CONTINUE
vs.)	SENTENCING HEARING
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1. On March 20, 2014, Mr. Farias appeared before this Court and entered guilty pleas to violations of 18 U.S.C. §§ 1962 (d), 924 (c)(1)(A)(iii), 924 (j)(1) and 21 U.S.C. § 846. The sentencing hearing is currently scheduled for October 7, 2014, at 9:00 a.m.

2. Mr. Farias is still conducting sentencing related investigation and evaluations are ongoing, the eventual outcome of which he believes may have a significant effect on the potential sentence in this matter.

3. United States Probation Officer Insa Bel'Ochi, who is conducting the presentence investigation, has been consulted and has no opposition to the requested continuance and is available on the requested date.


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1 4. Probation will file a revised Presentence Report on or before December 1, 2014. The
2 parties will file their Sentencing Memoranda on or before December 19, 2014.

3 5. Based on the foregoing, the sentencing hearing in this matter shall be continued to
4 January 29, 2015, at 1:30 p.m.

5 IT IS SO ORDERED.

6 Dated: 10/3/2014


HON. EDWARD J. DAVILA
United States District Judge